IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2677 OF 1993

K.N.Karve since deceased
by his L.Rs. .. Petitioner

versus

The Thane Janata Sahakari Bank Ltd &
ors ..Respondents

Mr.P.R.Arjunwadkar for Petitioner

Mr.S.M.Oak for Respondent no.1

Ms.S.S.Bhende, Assistant Government Pleader
for Respondent nos. 9 and 10.

CORAM : S.B.MHASE AND
D.G.KARNIK, JJ

DATED : 12th January, 2006

P.C.

1. Heard learned counsel for the petitioner and the respondent no.1.

2. Learned counsel for the respondent no. 1 bank states that the petitioner and his heirs have paid part of the amount of the loan and in view thereof, the respondent no.1-bank has discharged the original petitioner and his heirs from their obligation under the guarantee. He further states

that the respondent no.1 bank shall not recover any further sum of money from the original petitioner or his heirs. The statement is recorded and accepted.

3. In view of the statement, nothing survives in the petition and the petition is disposed of accordingly.

(D.G. KARNIK, J) **(S.B.MHASE, J)**